IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. CIVIL WRIT PETITION NO. 6261/2005

(Mukesh Soni & Anr. **Vs.** Urban Improvement Trust, Jodhpur)

DATE OF JUDGMENT : 29.10.2007

HON'BLE DR. VINEET KOTHARI,J.

Mr. G. R. Goyal, for the petitioners.
Mr. Mahesh Thanvi, for the respondents.

BY THE COURT:

1. Heard learned counsel.

2. Learned counsel for the petitioners state that only direction prayed for in this writ petition that the respondent – Urban Improvement Trust, Jodhpur may consider the case of the petitioner for allotment of plot No. 62 at Patrakar Colony, Chokha, Jodhpur. The petitioner is ready and willing to take the said plot in terms and conditions stipulated in the auction notice (Annex. R/1) for the said plots, which were auctioned in October 2004. The petitioner is further ready and willing to pay the interest and penalty as per the terms and conditions of the said auction notice, if the respondent – UIT decides to allot the said plot to the petitioner.

3. Learned counsel for the respondent – UIT submits that the respondent UIT has no objection to the reconsideration of the case of the petitioner in aforesaid terms.

4. Accordingly, this writ petition is disposed of with the direction to the Urban Improvement Trust, Jodhpur to consider the case of the petitioner for allotment of plot no. 62 in Patrakar Colony, Chokha, Jodhpur, Khasra No. 702, 703 & 704 subject to the terms and conditions stipulated in the auction notice (Annex. R/1). The said consideration may be made within a period of three months from today and the decision thereon shall be communicated to the petitioners.

5. With these observations, the writ petition is disposed of.

(Dr. VINEET KOTHARI) J.

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